

Docket No. Mirus.011.01

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **A Process For Delivering Nucleic Acids To Cardiac Tissue**, filed **June 11, 1999** as U.S. Application No. **09/330,909**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby appoint the following attorney(s) and/or agents, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Mark K. Johnson, Registration Number 35,909

Address all telephone calls to: Mark K. Johnson  
608.238.4400

All correspondence to: Mark K. Johnson  
Mirus  
505 South Rosa Road  
Madison, WI 53719

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

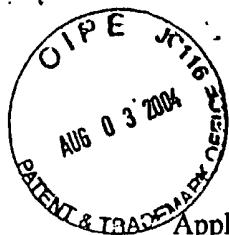
FULL NAME OF INVENTOR: Sean D. Monahan  
INVENTOR'S SIGNATURE Sean D. Monahan DATE 7/29/04  
RESIDENCE: Madison, Wisconsin  
Citizenship: US Post Office Address: 5610 Tolman Terrace, Madison, WI 53711

FULL NAME OF INVENTOR: Paul M. Slattum  
INVENTOR'S SIGNATURE Paul M. Slattum DATE 7/29/04  
RESIDENCE: Madison, Wisconsin  
Citizenship: US Post Office Address: 4306 Keting Terrace, Madison, WI 53711

FULL NAME OF INVENTOR: James E. Hagstrom  
INVENTOR'S SIGNATURE James E. Hagstrom DATE 7/29/04  
RESIDENCE: Middleton, Wisconsin  
Citizenship: US Post Office Address: 4700 Bergamot Way, Middleton, WI 53562

FULL NAME OF INVENTOR: Vladimir G. Budker  
INVENTOR'S SIGNATURE V. Budker DATE 7/30/04  
RESIDENCE: Middleton, Wisconsin  
Citizenship: US Post Office Address: 5141 Sunrise Ridge Tr., Middleton, WI 53562

FULL NAME OF INVENTOR: David B. Rozema  
INVENTOR'S SIGNATURE David B. Rozema DATE 7/29/04  
RESIDENCE: Madison, Wisconsin  
Citizenship: US Post Office Address: 5731 Pembroke Drive, Madison, WI 53711



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/330,909 Confirmation No. 1001  
Applicants : Hans Herweijer, Jon A. Wolff, Larry F. Whitesell, Matthew R.  
Wolff, Sean D. Monahan, Paul M. Slattum, James E. Hagstrom,  
Vladimir G. Budker, and David Rozema  
Filed : 06/11/1999  
Art Unit : 1632  
Examiner : Joseph T. Woitach  
Docket No. : Mirus.011.01

For: A Process For Delivering Nucleic Acids To Cardiac Tissue

Commissioner of Patents  
PO Box 1450  
Alexandria, VA 2231-1450

DECLARATION UNDER 37 CFR 1.132

We, Sean D. Monahan, Paul M. Slattum, James E. Hagstrom, Vladimir G. Budker and David B. Rozema hereby declare as follows:

1. We are inventors of the intravascular delivery that is described in the captioned application.
2. Our methods are utilized throughout the specification and the application can be interpreted to claim our methods as well as additional novel methods.
3. The error in inventorship occurred without deceptive intent.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Sean D. Monahan 7/30/04  
Sean D. Monahan Date

Paul M. Slattum 8/2/04  
Paul M. Slattum Date

James E. Hagstrom 8/2/04  
James E. Hagstrom Date

Vladimir G. Budker 8/2/04  
Vladimir G. Budker Date

David B. Rozema 8/2/04  
David B. Rozema Date

*see amendment  
Filed Aug 8, 2004  
For inventor's IP*

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **A Process For Delivering Nucleic Acids To Cardiac Tissue**: (check one)

☒ is attached hereto;

☐ was filed on as Application Serial Number  
(if applicable).

and was amended on

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

PRIORITY CLAIMED

N/A

(Number) (Country) (Day/Month/Year Filed)

☐ ☐  
Yes No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)  
60/100,168

(Filing Date)

September 14, 1998

(Status - Patented, Pending, or Abandoned)

Pending

(Application Serial No.)

(Filing Date)

(Status - Patented, Pending, or Abandoned)